Court No. 1

Civil Misc. Writ Petition No.4171 of 2001(S/S)

Subhash Chandra Painyali .....Petitioner

Versus

State of Uttaranchal through
Secretary, Ayurvedic and Unani
Services & Two others. .....Respondents.

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**Hon'ble P.C. Verma, J.**

This writ petition has been filed by the petitioner seeking writ of mandamus to command the respondents to consider his case for promotion under 15% quota. Earlier a writ petition was filed by the petitioner at Allahabad before the appointed day and the same was disposed of directing the respondents to decide the representation of the petitioner. According to the petitioner, his representation has not been disposed of till date.

The learned counsel for the respondents informed that contempt petition is still pending and, therefore, the petitioner is pursuing for the compliance of the order passed in the earlier writ petition. as such, this writ petition is not maintainable.

I find force in the contention of the learned counsel for the respondents. The petitioner has filed second writ petition for the same prayer which was made in the earlier writ

petition and has been disposed of by the High Court, Allahabad. Therefore, this second writ petition is barred by Rule-7 of Chapter-22 of the High Court Rules.

The writ petition is, accordingly, dismissed. No order as to costs.

Sd/-

17.8.2001
P. Singh